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Petition For Revival Of An Application For Patent Abandoned Unintentionally Under 37 CFR 1.01(b) (Large Entity)				Docket No. 17031	
In Re Application Of: Nina Rautonen et al					
Application No. 10/663,562	Filing Date September 16, 2003	Inventor Nina Rautonen	Customer No. 23389	Group Art Unit 1641	Confirmation No. 2985
Invention: NOVEL USE OF CARBOHYDRATES AND COMPOSITIONS					
<u>Attention: Office of Petitions</u> <u>Mail Stop Petition</u> <u>COMMISSIONER FOR PATENTS</u> <u>P.O. Box 1450</u> <u>Alexandria, VA 22313-1450</u>					
<p>NOTE: If information or assistance is needed in completing this form, please contact Petitions Information at (703) 305-9282.</p> <p>The above-identified application became abandoned for failure to file a timely and proper response to a notice or action by the Patent and Trademark Office. The date of abandonment is the day after the expiration date of the period set for reply in the Office notice or action plus any extension of time actually obtained.</p> <p style="text-align: center;">APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION</p> <p>NOTE: A grantable petition requires the following items:</p> <ul style="list-style-type: none">(1) Petition fee;(2) Reply and/or issue fee;(3) Terminal disclaimer with disclaimer fee--required for all utility and plant applications filed before June 8, 1995; and for all design applications; and(4) Statement that the entire delay was unintentional. <p>1. <input checked="" type="checkbox"/> A proposed reply to the above-identified notice or action:</p> <p style="margin-left: 40px;"><input checked="" type="checkbox"/> is enclosed. <input type="checkbox"/> was filed on _____</p> <p style="margin-left: 40px;">The proposed reply is in the form of: _____</p> <p>2. <input type="checkbox"/> The issue fee:</p> <p style="margin-left: 40px;"><input type="checkbox"/> is enclosed. <input type="checkbox"/> was paid on _____</p> <p style="margin-left: 40px;">08/12/2005 TBESHAH1 00000019 10663562 01 FC:1453 1500.00 OP</p> <p>3. <input checked="" type="checkbox"/> The abandoned application was a:</p> <p style="margin-left: 40px;"><input type="checkbox"/> design application. <input checked="" type="checkbox"/> utility application. <input type="checkbox"/> plant application.</p> <p>4. <input type="checkbox"/> A terminal disclaimer (and fee) disclaiming a period equivalent to the period of abandonment is enclosed.</p> <p>5. <input checked="" type="checkbox"/> Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.</p>					

**Petition For Revival Of An Application For Patent Abandoned
Unintentionally Under 37 CFR 1.137(b) (Large Entity)**

Docket No.
17031

In Re Application Of: **Nina Rautonen et al**

Application No.	Filing Date	Examiner	Customer No.	Group Art Unit	Confirmation No.
10/663,562	September 16, 2003		23389	1641	2985

Invention: **NOVEL USE OF CARBOHYDRATES AND COMPOSITIONS**

Calculation and Payment of Fees

Enclosed are the following fees:

- | | |
|---|-----------------------------|
| 6. <input checked="" type="checkbox"/> Petition fee under 37 CFR 1.17(m) in the amount of: | <u>\$1,500.00</u> |
| 7. <input type="checkbox"/> Fee for amendment in the amount of: | <u> </u> |
| 8. <input type="checkbox"/> Fee for extension of time to respond to Office Action in the amount of: | <u> </u> |
| 9. <input type="checkbox"/> Issue fee in the amount of: | <u> </u> |
| 10. <input type="checkbox"/> Continuing application filing fee in the amount of: | <u> </u> |
| 11. <input type="checkbox"/> Terminal disclaimer fee in the amount of: | <u> </u> |
| 12. <input type="checkbox"/> _____ | <u> </u> |
| Total fees enclosed: <u>\$1,500.00</u> | |

The fee of **\$1,500** is to be paid as follows:

- ☒ A check in the amount of the fee is enclosed.
- ☒ The Director is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account No. **19-1013/SSMP**
- ☐ Payment by credit card. Form PTO-2038 is attached.

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

**Petition For Revival Of An Application For Patent Abandoned
Unintentionally Under 37 CFR 1.137(b) (Large Entity)**

Docket No.
17031

In Re Application Of: Nina Rautonen et al

Application No.	Filing Date	Examiner	Customer No.	Group Art Unit	Confirmation No.
10/663,562	September 16, 2003		23389	1641	2985

Invention: NOVEL USE OF CARBOHYDRATES AND COMPOSITIONS


Signature

Dated: August 9, 2005

Marvin Bressler
Registration No. 25,132
Scully, Scott, Murphy & Presser
400 Garden City Plaza, Suite 300
Garden City, New York 11531
(516) 742-4343
MB:rd

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on

August 9, 2005

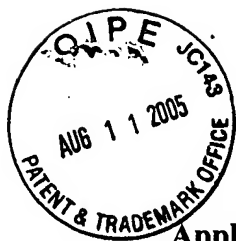
(Date)


Signature of Person Mailing Correspondence

Marvin Bressler

Typed or Printed Name of Person Mailing Correspondence

cc:



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Nina Rautonen et al.

Office of Petitions

Serial No: 10/663,562

Group Art Unit: 1641

Filed: September 16, 2003

Docket: 17031

For: NOVEL USE OF CARBOHYDRATES
AND COMPOSITIONS

Dated: August 8, 2005

Confirmation No: 2985

Mail Stop Petitions
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

STATEMENT UNDER 37 C.F.R. § 1.137 (b)

Sir:

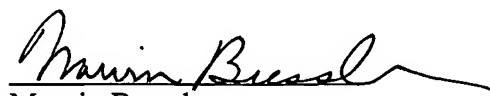
Applicants submit that the entire delay in filing the required reply, in the prosecution of the present application, from the due date for the reply until the filing of a grantable Petition, pursuant to 37 C.F.R. § 1.137(b), was unintentional.

Applicants previously submitted evidence establishing that the response to the Notice of Incomplete Non-Provisional Application filed under 37 C.F.R. § 1.53(b), mailed December 10, 2003, was never received at the office of applicants' attorney. Although

CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)

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Dated: August 8, 2005


Marvin Bressler

the evidence submitted to support the non-receipt was deemed not commensurate in scope with that required to establish unavoidable delay, it suffices to establish that the delay in replying to that Notice was unintentional.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Marvin Bressler", with a long horizontal flourish extending to the right.

Marvin Bressler
Registration No. 25,132
Attorney for Applicants

Scully, Scott, Murphy & Presser
400 Garden City Plaza, Suite 300
Garden City, New York 11530
516-742-4343

MB:rd



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Nina Rautonen et al.

Examiner: Unknown

Serial No: 10/663,562

Art Unit: 1641

Filed: September 16, 2003

Docket: 17031

For: NOVEL USE OF CARBOHYDRATES
AND COMPOSITIONS

Dated: August 9, 2005

Confirmation No: 2985

Mail Stop Petitions
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

PETITION UNDER 37 C.F.R. §1.53(e)

Sir:

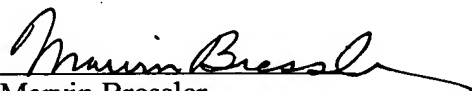
Applicants petition to obtain the original filing date of September 16, 2003 for the above-identified application.

Applicants submit that the drawings, denoted as missing in the Notice of Incomplete Nonprovisional Application and mentioned in the specification, are unnecessary for an understanding of the subject matter sought to be patented.

CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450 Alexandria, Virginia 22313-1450, on August 9, 2005.

Dated: August 9, 2005


Marvin Bressler

Applicants have previously submitted the \$130.00 fee associated with the filing of the instant Petition. This is evidenced by the enclosed photocopy of a check in the amount of \$130.00 mailed April 27, 2005.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Marvin Bressler", with a long horizontal flourish extending to the right.

Marvin Bressler
Registration No. 25,132
Attorney for Applicants

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MB:gc

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A PROFESSIONAL CORPORATION
400 GARDEN CITY PLAZA
GARDEN CITY, NEW YORK 11530-0299

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GARDEN CITY, N.Y. 11530

David A. Stagnetta

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